



General Assembly

January Session, 2005

Committee Bill No. 890

LCO No. 4377

04377SB00890HS_

Referred to Committee on Human Services

Introduced by:
(HS)

***AN ACT CONCERNING THE POWERS AND DUTIES OF
CONSERVATORS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 45a-657 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2005*):

3 (a) If a person has both a conservator of the person and a
4 conservator of the estate who are not the same person and a conflict
5 arises between the two concerning the duties and responsibilities or
6 authority of either, the matter shall be submitted to the court of
7 probate which appointed the conservators. Upon hearing, the court
8 shall order the course of action which in the court's discretion is in the
9 best [interests] interest of the person under conservatorship.

10 (b) If a person has both a conservator of the person and a
11 conservator of the estate who is the same person and a conflict arises
12 between such conservator and an employee of the state allowed to
13 participate in a probate court proceeding in accordance with section
14 45a-131, there shall be a rebuttable presumption that the course of
15 action advanced by such conservator is in the best interest of the

16 person under conservatorship.

This act shall take effect as follows and shall amend the following sections:

Section 1	October 1, 2005	45a-657
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Statement of Purpose:

To clarify the role of a conservator and an employee of the Department of Social Services in Probate Court proceedings in situations where a conflict arises between such conservator and employee.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. COLEMAN, 2nd Dist.

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